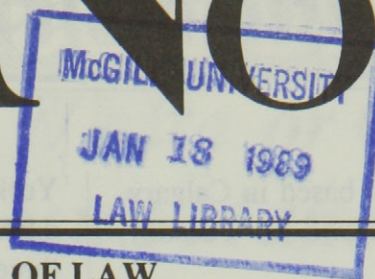
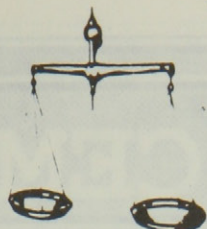


# Quid Novi



VOL. IX NO.13

McGILL UNIVERSITY FACULTY OF LAW  
FACULTE DE DROIT DE L'UNIVERSITE MCGILL

January 18, 1989  
le 18 janvier, 1989

## LOOKING FOR A JOB?

Colin Baxter - BCL III

You are proud of being at law school, right? When you got the good news that you had been accepted, your parents and family were justifiably proud of you, weren't they? They were proud that you would become active and engaged in the community, and that you would make a difference - in short, that you could make the country and maybe even the world a better place because of your training in law. You viewed law as a worthwhile vocation because it would enable you to further your ideals and to become an effective advocate for the causes that matter to you. Hopefully you still see it this way.

Later this week you will be exposed to a wide array of job opportunities. The Careers Day program, which has been a great success in recent years, will match you up with dozens of potential employers. For the most part, they will be very interested in your strengths and experience, they will tell you a bit about what their work involves, and many of them will subsequently offer you jobs, at least for the summer. After all, they know that McGill offers a relatively unique bilingual and bicultural training that has consistently produced top-flight graduates. It is normal for any recruitment program to want to hire McGill students, and hire they do!

Most of the people at Careers Day are representing private law firms. This is, of course, not the only possible career path for graduates

in law. In fact, for many of you who are not quite ready to stop actively working for those ideals which motivated you to come to law school in the first place, the "private law firm experience" might prove to be quite disillusioning. It certainly has proven to be so for many recent graduates who have chosen to leave the field altogether.

My point here is simple: There are countless ways of using your legal education to work directly for worthwhile causes of your choosing, not merely to untangle the legal problems of the clients of your firm. And there are jobs out there. Plenty of jobs. Groups that work on issues like the environment, immigration law, native people's rights, human rights abuses and nuclear proliferation all require talented and sophisticated legal counsel. For example, Greenpeace, the Law Reform Commission and Amnesty International have whole fleets of lawyers working on fascinating issues every day. And there are many smaller organizations doing analogous work on a more local level. Their work can quite literally change the world, make it better.

Three years ago, my first impression of Careers Day was that there were only private law firms in attendance; in fact, there were several tables from the Minister(s) of Justice, and from other governmental and non-governmental organizations. This year there will be even more, or so I am assured. Let's

**make sure to investigate all these opportunities.**

Let us never forget that our training in law can make us extremely effective "advocates" in the broadest sense of the term. What is more, many people would argue that the mere fact of graduating from Law school will place us in an enviable political and economic position, compared to the vast majority of other people. Lawyers are in a unique position to speak out on the issues that matter most - we will be heard, we will be listened to, we can make a difference.

Someone recently asked me: "Don't I need to pick a law firm and start working for it right away (after first year), if I want to get hired on?" My answer had two parts: first off, you don't need to pick a law firm at all, unless that is really why you came to law school. You can use law in hundreds of other ways which may correspond more directly with your values and ideals. Secondly, the law firms will always be interested in intelligent and articulate McGill graduates. You have what they want! There is no hurry to "get in": Let's use our youth, when we have the most energy, intellectual vigour and enthusiasm, to work for our ideals.

Remember why you came to law school - it was to make a difference. We really can

Cont'd on p.3





3 100 002 231 Z

## ANNOUNCEMENTS

**Bennett Jones**, a law firm based in Calgary, will be conducting interviews on Tuesday, January 24, 1989.

Anyone interested in meeting their representative, please bring your resumé to the Admissions Office as soon as possible and make arrangements to schedule your interview. Merci!

### Bar - Bri Brief

There will be an information session concerning the MPRE for all students writing the New

York Bar this summer. The MPRE is required for admittance to the Bar and is offered three times a year. March 17 is the next date on which the exam can be written. For more details, come to Room 202 at 12:00, on Wednesday, January 18, or speak to Joani Tannenbaum at 989-1529.

### Grads! Grads! Grads! Grads!

Individual photographs for the yearbook will be taken on Wednesday, January 18, 1989 between 10:00 a.m. and 4:00 p.m. in the Common Room. We will bring the camera and the

black robes. You must bring yourself fifty words of wisdom. (Forms are available at the L.S.A. office.) We look forward to seeing you sometime during day; no appointments are necessary.

### Law Games / Jeux-ridiques

Important meeting for all participants Wednesday, January 18, at noon, in Moot Court.

Il y aura une réunion importante pour tous les participants ce mercredi 18 janvier midi dans le Moot court.

# Court Jesters

excerpted from *More Court Jesters*, Peter V. MacDonald, Q.C.,  
Toronto: Methuen, 1987.

There are plenty of stories about jurors. Let's consider a few.

William R. Poole, Q.C., is an outstanding criminal lawyer in London, Ontario. In a career that stretches back to 1949, he's defended nearly a hundred persons charged with murder. This yarn has to do with his very first murder case.

The accused, a former commando, lived in a trailer with his common-law wife and twelve-year-old son. One day, when he was drunk, he shot the woman dead as she sat near the door of the trailer. Poole interviewed the son and learned that whenever the accused had a snootful he got out his shotgun and fired through the open door of the trailer. "Dad often missed," the lad told Poole, pointing to a great many patched holes in the vicinity of the door. Poole counted twenty-

four such patch-jobs, and the boy said there would have been at least a dozen other times his father had fired and not hit something inside.

For five days, witness after witness testified for the Crown - policemen, ballistic experts, scientists from the crime lab - and Bill Poole refrained from asking a single question of any of these people. There was method in his madness: the only person who could offer any meaningful evidence was the accused's son. He was Poole's only witness and Poole had to wait for the opportunity to put him on the stand.

When the Crown had completed its case, Poole called the youngster, who told the judge and jury all about his father's three-dozen shooting sprees. In his address to the jury, Poole said it was unfortunate that the woman was sitting near the door when the accused got the urge to shoot, but it was obvious that the man had had no intention of

shooting her. "If you conclude that he intended to kill her," he told the jurors, "then you would also have to conclude that he attempted murder on thirty-five previous occasions. And if this is so, why did the woman continue to sit near the door when my client had been drinking? She obviously didn't think he wanted to kill her."

The trial judge, Mr. Justice Dan Kelly, called it a "brilliant defence," and the jury convicted the man of the lesser charge of manslaughter - which, of course, meant that he wouldn't be hanged. The young lawyer was extremely proud of himself.

In those distant days it was permissible for a lawyer to speak to members of the jury, once the case was over, and learn what he could about what impressed them and what turned them off. It was a highly educational experience, and most counsels

Cont'd on p.



## Court Jesters Cont'd from p.2

grabbed every opportunity they could to learn in this fashion.

Shortly after the trial, Bill Poole saw the foreman and several members of the jury going into a pub. He went in, too, and engaged them in conversation.

"What did you think of my argument?" Poole proudly asked the foreman.

"Huh?"

"You know, my argument about not intending to kill."

He repeated the argument that had so impressed the judge. It didn't impress the former jurors.

"Why did you let my client off on the murder charge?" Poole inquired.

"Oh, it doesn't matter," the foreman said vaguely.

"Of course it does!" Poole said, obviously piqued. "This is my first case. I want to learn."

"Well, all right, Mister," snapped the foreman. "You didn't do anything for your client for five whole days. The Crown Attorney had all those witnesses, and you didn't even ask them one question!"

"Yes, but--"

"By the end of the fourth day we'd decided that if you weren't going to help this poor vet, we were!"

For some unexplained reason there's always a lively interest in our next subject - adultery. District Court Judge James A. Clare of Barrie, Ontario, is our first narrator. He writes:

"While in practice I did little matrimonial work, but I remember an occasion when a lady came in and told me she wanted me to act for her in a divorce action. I asked her if she was living with her husband, and she said she had left her husband and her girlfriend Gladys had

## Karen Amaron, LL.B IV

Welcome back everyone. Sales of the yearbook last semester were great and we are almost sold out. There are a few yearbooks left however, so if you still want one, pick up an order form at the L.S.A. office and return it to Ali Argun or Karen Amaron as soon as possible. Don't miss your chance to recapture and relive your memories from your years here at the Faculty of Law.

Many first year students have asked me whether the yearbook is for them? To that

taken her and her children into her home and had been wonderful to them. She went on at some length to praise her friend Gladys.

"I then asked about the ground for divorce, which she said was adultery. I explained that detailed evidence would be required to prove the adultery and asked what evidence she had as to adultery and did she have any witnesses who could testify as to the adultery. She replied, 'There's no problem about getting evidence of his adultery because my girlfriend Gladys slept with him many times.'"

## Looking... Cont'd from p. 1

make a difference. We all feel strongly about a host of social issues which lawyers are particularly well-suited to address, but which aren't often the concern, or daily bread, of private law firms. Aren't we too young to trade in our idealism? Remember the notion of "Public Service" when you choose a job... it may well be the most interesting and rewarding of your options!

# Yearbook:

## *Black and White or Colour - It Doesn't Matter!!!*

I answer emphatically - yes! The yearbook is for everyone. Almost everyone will be "in the yearbook" at least once, - in their class photograph. The class photos will be taken sometime in the next month. Your class presidents will be contacting you to arrange a time for the photo session.

We are also looking for any photographs which you have taken during the year. Ali and I unfortunately cannot make every event or party - although we try very hard. So we need your help. If you take photos, please let us know. The greater the variety of photographs the better the book will be.

There is a special note for grads this week (that means *all* students who are graduating this year). Individual photos will be taken for the yearbook on Wednesday, January 18th, 1989 in the Common Room between 10:00 a.m. (right after P.I.L.) and 4:00 p.m. Similar to last year we have only scheduled *one* day to take these pictures so please, tie a string around your finger, but *don't forget* - January 18.

Also, in keeping with the tradition started last year, each graduate has been allocated sufficient space for fifty words beside his or her picture, to summarize their feelings about law school. This may be the most important summary you will ever write at law school so start to think about it today. Forms will be available at the L.S.A. office on Monday, January 16 and must be handed back on Wednesday when you have your picture taken.

Are you involved in sports here in the Faculty? Well, we also want team photos. Get your team together, call Ali or leave a message in our box in the L.S.A. and have your picture taken. If you have "action" shots from your games we want those pictures too.

Cont'd on p.4



Quid Novi is published weekly by students at the Faculty of Law of McGill University, 3644 Peel Street, Montreal, H3A 1W9. Production is made possible by support of the Dean's office and by direct funding from the students. Opinions expressed are those of the author only. Contributions are published at the discretion of the editor and must indicate author or origin.

Editor-in-chief                      Jeanne  
Rédactrice-en-chef                Cadorette

Associate Editor                      Ron  
Rédacteur adjoint                    Lauenstein

English Editor                        Dan  
Rédacteur anglais                    Urbas

French Editor  
Rédactrice française

Production Manager                Alessandra  
Directeur de gestion                Massobrio

Treasurer                              Normand  
Trésorier                                Perreault

#### Contributors

Participants                      Patricia Armstrong  
   Mayo Moran  
   Phillip Pike

*Quid Novi* est une publication hebdomadaire assurée par les étudiants de la faculté de droit de l'université McGill, 3644 rue Peel, Montréal, H3A 1W9. La publication est rendue possible grâce à l'appui du bureau du doyen, ainsi que par le financement individuel des étudiants. Les opinions exprimées sont propres à l'auteur. Toute contribution n'est publiée qu'à la discrétion du comité de rédaction et doit indiquer l'auteur où son origine.

## Calendar of Events

- |         |                  |   |
|---------|------------------|---|
| Jan. 19 | 15h00 -<br>18h00 | Happy House Coffee Hour II<br>Common Room   |
| Jan. 20 |                  | Careers Day<br>Chancellor Day Hall  |
| Jan. 27 | 12h00            | Legal Theory Workshop<br>Charles Taylor (McGill)<br>Room 202, Chancellor Day Hall |

party law '89      party law '89      party law'89

## Happy House Coffee Hour

*Every Thursday in the Common Room  
from 3pm to 6pm*

*Chaque jeudi au Common Room de 15h à 18h*

party law'89      party law'89      party law'89

### Yearbook...

Cont'd from p.3

These days thoughts of team sports may not be number one in your minds. They most likely have been replaced by thoughts of the Law Games. Well, take your cameras to Quebec City and take your team pictures

there. The more original the picture the better. It doesn't matter whether your pictures are black and white or colour. We will take them all.

By now I hope you have received my message - the yearbook is alive and well and needs your pictures and co-operation. So what are you waiting for? Grab your cameras and get snapping.



# Bal des finissants

## Grad Ball

The Graduation Committee is pleased to announce that the Graduation Ball will take place on May 5th, 1989 at the Chateau Champlain Hotel. In order to accommodate as many people as possible, we require your assistance in filling out the brief questionnaire below. Please do so as soon as possible, and return the signed sheet to the Grad Committee box in the L.S.A. Office.

1. Do you wish to have a cocktail party at the hotel before dinner?

\_\_\_\_\_ YES \_\_\_\_\_ NO

2. Do you want a champagne breakfast in the Common Room after the Ball (from approx. 2:00 a.m. to 6:00 a.m.).

\_\_\_\_\_ YES \_\_\_\_\_ NO

3. Please pick ONE ONLY of the following choices for dinner:

\_\_\_ Buffet BD-2 or \_\_\_ Dinner D-5 or \_\_\_ Dinner D-6

Buffet BD-2  
FROID/COLD

Saumon en Belleveue/whole Salmon  
en Bellvue

Jambon braisé et décoré Hawaïenne/  
Braised and decorated Ham  
Hawaïenne

Poitrine de dinde à l'ananas/  
decorated turkey with pineapple

Langue de boeuf rosée en gelée  
/Ox tongue en gelée  
Charcuteries françaises assorties/  
assorted french charcuterie  
Baron de boeuf de l'ouest  
/ Decorated and Sliced Western  
Beef  
Pâté de foie du Chef

### CHAUD/HOT

Casserole de boeuf bourguignon/  
Casserole of Beef Bourguignon  
Suprême de volaille au gratin/  
Chicken Supreme au Gratin  
Riz Pilaf/Rice pilaf

### SALADES/SALADS

Choix assortis (8)/assorted  
choice(8)

### DESSERTS

Gâteau Forêt-Noire  
/Black Forest Cake  
Pâtisseries françaises du Château/  
Château French Pastries  
Tartes aux fruits, crème Chantilly/  
Fruit Tarts, Chantilly  
Fromages assortis, craquelins  
/Assorted Cheese and Crackers  
Thé-Café-Lait/Coffee-Tea-Milk

or

Dîner/Dinner

D5

Céleri et olives/ Celery and Olives  
Cocktail de crevettes Matane  
/Matane Shrimp Cocktail  
Consommé Xérès  
Suprême de Poulet Renaissance  
/Breast of Chicken Renaissance  
Brocolis au beurre  
/Buttered Broccoli  
Salsifis fines herbes  
/Oyster Plant Fine Herbs  
Croquettes amandine  
Coupe Champlain  
petits fours  
Café/Coffee

or

D6

Céleri et olives/Celery and olives  
Melon et prosciutto  
/Prosciutto and Melon  
Velouté Argenteuil  
Scaloppine de Veau Forestière/  
Veal Scallop Forestière  
Pommes parisiennes  
/Parisienne Potatoes  
Épinards en branches au beurre/  
Buttered Leaf Spinach  
Carrots à l'Étuvée  
Saint-Honoré  
Café/Coffee

\_\_\_\_\_  
Name/Nom



# LSA Term Report

by Norbert Haensel, President, L.S.A.

Greetings everybody,  
and a Happy New Year!

What follows is an attempt to fill you in on what your elected representatives on LSA and the LSA committees have done up to this point in time. This is where you will hopefully find out whether our election promises were carried out. I am naturally going to try to be as objective as possible, but your criticisms and suggestions will be welcome.

As you know, even before classes started certain things were accomplished. Major renovations were undertaken of the cafeteria and the Smoker's Lounge. Significant as they were, they are not yet complete. There are new chairs for the caf waiting in the LSA office, and wiring is complete to allow for music, but speakers need to be mounted, posters put up, etc., in order to make the place more user-friendly. Similarly, the Smoker's Lounge needs wall decorations; music is now available and a converter is hooked up to the T.V. We will shortly be subscribing to TSN.

Also taking place before classes started were summer editions of the Happy House Coffee Hour. While the turnout was not overwhelming, they were a success from the financial perspective as well as providing relief to those working in the Faculty and at Ogilvy Renault. So ask for them next summer!

With the start of classes we jumped into Orientation events. I don't think that there is much doubt that Orientation was the best ever. Most interesting was the appearance of a new function, the Pub Crawl, and the resounding success of the Dean's Reception. While many complained the latter event should never have been held in the Pit, the fact that more beer was consumed than at any previous event in our memory meant that at least some people were having fun.

September also saw the first Faculty Book Sale ever. We consider it to have been a success in spite of organizational problems. Those same problems prevented us from having a second edition in January, but Genevieve promises an efficient Book Sale next fall.

Moving along in the term, we noticed the Social Committee efficiently providing merriment. This year's Committee has already surpassed the profit earned by last year's Committee, so once more we can call it a success even if financial concerns were the sole consideration. However, it has been noticed that at the Coffee Houses the First Years are not the conspicuous presence their counterparts were last year. Have we got the makings of a dull, scholarly class there?

Another financial success is the Yearbook Committee, which has almost funded in its entirety the upcoming fancy-format edition thanks to a great solicitation and subscription campaign. The Committee could use more help though - especially photographers!

The Computer Committee has raised about \$10,000 (largely through the Dean's Office, but also from LSA) in order to "network" the existing system. This would mean, for example, that the laser printer would be accessible from any terminal, or that the data bases like Quiklaw would be accessible from each terminal. This should take place in January and will not cause any major disruption (I hope!).

The Grad Committee has started earlier than ever before with its efforts. The questionnaires clearly indicated that people preferred the idea of a ball in a hotel. Accordingly, the Château Champlain Hotel has been booked. Further consideration now involves the menu (fixed or buffet?) and whether a post-ball early-morning champagne breakfast in the Common Room would be appreciated. Another questionnaire may be forthcoming. Please make your view known.

Another great success story involves the Sports Committee. This year's Law Games will be the biggest ever! 140 people have paid deposits, more than doubling last year's attendance. Hope you all join me in having a howl in Quebec!

Last term we also had an assembly in order to hear your views on concerns about the Faculty. This attempt at better communication was also praised by students. This is hardly surprising, since traditionally communication between the LSA and its student members has never been great. Regretfully we have hardly succeeded better. We had intended to regularly keep you up to date through the Quid, but I guess the lack of time has made this difficult to do. The coming term might see a step in the right direction with the Dean's Hot Seat. This will be an assembly in the MC where YOU can ask the Dean any questions you want. I will also be present in case you have concerns about the LSA and its functioning.

Further - minor - details we are working on: The appendices of the new LSA Constitution are being overhauled; a fund-raising policy applicable to all LSA clubs and committees is being written; a "Clubs Room" (basically for storage of files, etc) is being created in the old receiving area; we are starting a summary service (details to be announced), and so on. Also, don't miss Careers Day (free beer, I think) on January 20th. Oh, we finally got big garbage cans for the Smoker's Lounge and the Coffee Houses! Please use them.

Well, that's all. Have a good term.

